

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

ANTHONY PASSANANTE, Jr.,

Plaintiff,

vs.

JO ANNE B. BARNHART,
Commissioner of Social Security,

Defendant

No. CV06-5451 FDB

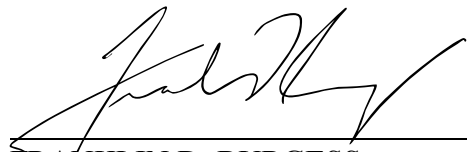
ORDER FOR REMAND

Based on the stipulation of the parties it is hereby ORDERED that the above-captioned case be remanded for further administrative proceedings. On remand, the Administrative Law Judge (ALJ) will give further consideration to the opinions of Lawrence V. Majovski, Ph.D., and Allen W. Ratcliffe, Ph.D. The ALJ will hold another hearing with a medical expert and a vocational expert. The ALJ will obtain vocational testimony based on hypothetical questions that reflect the specific capacity/limitations established by the record as a whole. The ALJ will ask the vocational expert to identify examples of appropriate jobs and state the incidence of such jobs in the national economy. Before relying on the vocational expert evidence, the ALJ will identify and

1 resolve any conflicts between the occupational evidence provided by the vocational expert and the
2 information in the Dictionary of Occupational Titles and its companion publication, the Selected
3 Characteristics of Occupations (Social Security Ruling 00-4p).
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5 This case is reversed and remanded on the above grounds pursuant to sentence four of
6 42 U.S.C. § 405(g), and Plaintiff is entitled to reasonable attorney's fees and costs pursuant to
7 28 U.S.C. § 2412(d), upon proper request to this Court.

8 DATED this 9th day of January, 2006
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14 FRANKLIN D. BURGESS
15 UNITED STATES DISTRICT JUDGE

16 Recommended for Entry:
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19 s/ Karen L. Strombom
20 UNITED STATES MAGISTRATE JUDGE

21 Presented by:

22 s/ CAROL A. HOCH WSB # 9289
23 Special Assistant U.S. Attorney
24 Attorney for Defendant
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